

IN THE UNITED STATES DISTRICT COURT  
FOR THE DISTRICT OF MONTANA  
BILLINGS DIVISION

**FILED**

FEB 17 2015

Clerk, U.S. District Court  
District Of Montana  
Billings

SCOTTRADE, INC., an Arizona  
corporation,

Plaintiff,

vs.

KRISTINE DAVENPORT,  
individually, SHANE M. LEFEBER,  
individually, CHRISTOPHER  
GIBBONS, individually, KIMBERLY  
CHABOT, individually, PATRICIA  
FALLER, individually,

Defendants.

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PATRICIA FALLER, individually,  
CHRISTOPHER GIBBONS,  
individually, KIMBERLY CHABOT,  
individually, SHANE M. LEFEBER,  
individually,

Cross-Claimants,

vs.

KRISTINE DAVENPORT,  
individually,

Cross-Defendant.

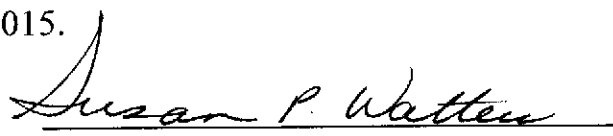
CV 11-03-BLG-SPW

OPINION AND ORDER

Kristin Davenport filed a Motion for Rule 60(b) Relief on January 16, 2015, seeking relief from Judge Cebull's prior judgments and orders. (Doc. 320). In this motion, as in her previous motions, Davenport re-argues the same issues rejected by the Ninth Circuit. (Doc. 321). As discussed in this Court's prior order, (Doc 315), this Court cannot and will not entertain arguments already raised and decided on appeal. *Richardson v. United States*, 841 F.2d 993, 996 (9th Cir. 1988). Further, the Ninth Circuit mandated that Davenport be allowed to file objections with respect to only Arnold Faller, Patricia Faller and Shane Lefebber's attorney's fees so that this Court may determine whether the fees should issue. (Docs. 290, 295).

Accordingly, Davenport's Motion for Rule 60(b) Relief is DENIED.

DATED this 17<sup>th</sup> day of February 2015.

  
SUSAN P. WATTERS  
United States District Judge